

A
B I L L

TO

Confirm certain Provisional Orders of the Local Government Board for Ireland relating to Kilkenny Dungarvan Holywood the Rural District of Naas No. 1 and the Portarlington Joint Burial Board. A.D. 1914.

WHEREAS the Local Government Board for Ireland (hereinafter referred to as "the Local Government Board") have made the Provisional Orders set out in Schedules A, C, D. and E. hereto under the Public Health (Ireland) Acts 1878 to 1907 and
5 the Provisional Order set out in Schedule B. hereto under those Acts and the Local Government (Ireland) Act 1898:

And whereas it is requisite that the said Orders should be confirmed by Parliament and that the provisions herein contained should be enacted with reference to those Orders:

10 Be it therefore enacted by the King's most Excellent Majesty by and with the advice and consent of the Lords Spiritual and Temporal and Commons in this present Parliament assembled and by the authority of the same as follows:—

1. The Orders set out in the schedules hereto are hereby
15 confirmed and all the provisions thereof shall have full validity and force. Orders in
schedules
confirmed.

2. The urban authorities mentioned in the Orders relating to Kilkenny Dungarvan and Holywood hereby confirmed shall not under the powers of those Orders purchase or acquire in any
20 urban district any house which on the fifteenth day of December last was occupied either wholly or partially by thirty or more persons belonging to the working class as tenants or lodgers or except with the consent of the Local Government Board any

[Bill 191]

A

A.D. 1914. — house which was not so occupied on the said fifteenth day of December but has been or shall be subsequently so occupied.

If any of the said authorities acquire or appropriate any house or houses for the purposes of the Order relating to their district in contravention of the foregoing provisions they shall be liable to a penalty of five hundred pounds in respect of every such house which penalty shall be recoverable by the Local Government Board by action in the High Court and shall be carried to and form part of the Consolidated Fund of the United Kingdom. Provided that the Court may if it think fit reduce such penalty. 5 10

For the purposes of this section the expression "house" means any house or part of a house occupied as a separate dwelling and the expression "working class" means mechanics artificers labourers and others working for wages hawkers costermongers persons not working for wages but working at some trade or handicraft without employing others except members of their own families and persons other than domestic servants whose income does not exceed an average of thirty shillings a week and the families of any of such persons who may be residing with them. 15 20

Short title.

3. This Act may be cited as the Local Government Board (Ireland) Provisional Orders Confirmation (No. 1) Act 1914.

SCHEDULES.

A.D. 1914.

SCHEDULE A.

BOROUGH OF KILKENNY.

Provisional Order to enable the Urban Sanitary Authority for Kilkenny.
5 *the Borough of Kilkenny to put in force the Compulsory*
Clauses of the Lands Clauses Acts.

WHEREAS the mayor aldermen and burgesses of the borough of Kilkenny acting by the town council (in this Order referred to as "the Corporation") as the urban sanitary authority for that borough
10 require to purchase and take the lands described in the schedule hereto for the purpose of improving the sewerage of the borough.

Now therefore We the Local Government Board for Ireland in pursuance of the powers given to Us by section 203 of the Public Health (Ireland) Act 1878 and of all other powers enabling Us in
15 that behalf do hereby order that from and after the date of the Act confirming this Order the following provisions shall have effect namely:—

1. The Corporation shall be empowered to put in force with reference to the lands described in the schedule hereto and for the
20 purpose aforesaid the powers of the Lands Clauses Acts as amended by section 8 of the Public Health (Ireland) Act 1896 with respect to the purchase and taking of lands otherwise than by agreement or any
of them.

2. The costs and expenses of the Corporation and the Local
25 Government Board for Ireland incurred in respect of the application for preparation making and confirmation of this Order shall be paid by the Corporation as part of their expenses under the Public Health (Ireland) Acts 1878 to 1907.

3. This Order may be cited as the Kilkenny Order 1914.

A.D. 1914.

Kilkenny.

SCHEDULE.

County of KILKENNY.

Parish of ST. JOHN'S—Townland of PURCELLSINGH.

Number on deposited Plan.	Description of Lands.	Owners or reputed Owners.	Occupier.	5
1	Field containing 6 acres	Lieutenant-Colonel Mervyn de Montgomery.	Arthur J. Wilsdon.	10

Given under our seal of office this fourth day of March in the
year of our Lord one thousand nine hundred and fourteen.

(L.S.)

(Signed) T. J. STAFFORD.

SCHEDULE B.

URBAN DISTRICT OF DUNGARVAN. 15

*Dungarvan. Provisional Order to enable the Council of the Urban District
of Dungarvan to put in force the Compulsory Clauses
of the Lands Clauses Acts.*

WHEREAS the urban district council of Dungarvan (in this Order
referred to as "the district council") require to purchase and take 20
the lands and premises described in the schedule hereto for the purpose
of laying out planting improving and maintaining the same as a
recreation ground or public walk and the proposed recreation ground
or public walk although not within the urban district would be
convenient for the use of the inhabitants of that district: 25

Now therefore We the Local Government Board for Ireland in
pursuance of the powers given to Us by section 203 of the Public
Health (Ireland) Act 1878 and section 36 of the Local Government
(Ireland) Act 1898 and of all other powers enabling Us in that behalf
do hereby order that from and after the date of the Act confirming 30
this Order the following provisions shall have effect namely:—

1. The district council shall be empowered to put in force with
reference to the lands and premises described in the schedule hereto
and for the purpose aforesaid the powers of the Lands Clauses Acts as

41 & 42 Vict.
c. 32.
61 & 62 Vict.
c. 37.

amended by section 8 of the Public Health (Ireland) Act 1896 with reference to the purchase and taking of lands otherwise than by agreement or any of them.

A.D. 1914.
Dungarvan,
59 & 60 Vict.
c. 54.

2. The district council shall not under the powers of this Order
5 construct on the shore of the sea or of any creek bay arm of the sea
or navigable river communicating therewith where and so far up the
same as the tide flows and reflows any work without the previous
consent of the Board of Trade to be signified in writing under the
hand of one of the secretaries or assistant secretaries of the Board of
10 Trade and then only according to such plan and under such restrictions
and regulations as the Board of Trade may approve of such
approval being signified as last aforesaid and where any such work
may have been constructed the district council shall not at any time
alter or extend the same without obtaining previously to making any
15 such alteration or extension the like consents or approvals. If any
such work be commenced or completed contrary to the provisions of
this Article the Board of Trade may abate and remove the same and
restore the site thereof to its former condition at the costs and charges
of the district council and the amount of such costs and charges shall
20 be a debt due from the district council to the Crown and shall be
recoverable as a Crown debt or summarily.

3. Nothing in this Order affects prejudicially any estate right
power privilege or exemption of the Crown and in particular nothing
herein contained authorises the district council to take use or in any
25 manner interfere with any portion of the shore or bed of the sea or
of any river channel creek bay or estuary or any land hereditaments
subjects or rights of whatsoever description belonging to His Majesty
in right of his Crown and under the management of the Commissioners
of Woods or of the Board of Trade respectively without the
30 consent in writing of the Commissioners of Woods or the Board of
Trade as the case may be on behalf of His Majesty first had and
obtained for that purpose (which consent the said Commissioners and
Board are hereby respectively authorised to give).

4. The costs and expenses of the district council and the Local
35 Government Board for Ireland incurred in respect of the application for
preparation making and confirmation of this Order shall be paid by the
district council out of the rate applicable by that council to defray the
expenses incurred by them in the execution of the Public Health
(Ireland) Acts 1878 to 1907.

- 40 5. This Order may be cited as the Dungarvan Order 1914.

A.D. 1914.

Dungarvan.

SCHEDULE.

COUNTY OF WATERFORD.

BARONY OF DECIES WITHIN DRUM—Rural District of DUNGARVAN—
Parish of RINGROSNAGH.

Number on deposited Plan.	Description of Lands.	Owners or reputed Owners.	Occupiers.	5
1	Lands of Cunnigar with buildings thereon containing 44a. 6r. 8p.	John B. Dower	Bridget Mahony Administratrix of Laurence Walsh.	10
2	Lands of Ballynacourt north containing 8a. 3r. 22p.	Patrick E. Curran	Patrick E. Curran.	
3	Lands of Ballynacourt north containing 1a. 0r. 22p.	Same	Same.	15
4	Lands of Cunnigar containing 4a. 3r. 28p.	John B. Dower	John B. Dower.	
5	Lands of Ballynacourt north containing 4a. 3r. 17p.	Patrick E. Curran	Patrick E. Curran.	

Given under our seal of office this twenty-seventh day of February
in the year of our Lord one thousand nine hundred and
fourteen.

(L.S.)

(Signed) H. A. ROBINSON.

SCHEDULE C.

URBAN DISTRICT OF HOLYWOOD.

Holywood. Provisional Order to enable the Council of the Urban District of Holywood to put in force the Compulsory Clauses of the Lands Clauses Acts.

WHEREAS the urban district council of Holywood (in this Order referred to as "the district council") require to purchase and take the lands water and rights described in the schedule hereto for the purpose of improving the supply of water to their district:

Now therefore We the Local Government Board for Ireland in pursuance of the powers given to Us by section 203 of the Public Health (Ireland) Act 1878 and of all other powers enabling Us in that behalf do hereby order that from and after the date of the

Act confirming this Order the following provisions shall have effect A.D. 1914.
namely :—

Holywood.

1. The district council shall be empowered to put in force with reference to the lands water and rights described in the schedule
5 hereto and for the purpose aforesaid the powers of the Lands Clauses Acts as amended by section 8 of the Public Health (Ireland) Act 1896 59 & 60 Vict. c. 54.
with reference to the purchase and taking of lands otherwise than by agreement or any of them.
2. For the purposes of this Order the expression "land" in the
10 Lands Clauses Acts shall include the lands water and rights described in the schedule hereto.
3. The costs and expenses of the district council and the Local Government Board for Ireland incurred in respect of the application for preparation making and confirmation of this Order shall be paid
15 by the district council out of the rate applicable by that council to defray the expenses incurred by them in the execution of the Public Health (Ireland) Acts 1878 to 1907.
4. This Order may be cited as the Holywood Order 1914.

SCHEDULE.

20

COUNTY OF DOW.

Rural District of CASTLEREAGH.

Parish of HOLYWOOD—Townland of BALLYKEEL.

25 No. on deposited Plan.	Description of Lands.	Owners or reputed Owners.	Occupiers.
30 1 1A and 1B.	Parcel of land containing 2½p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Major Arthur Chambers.	Samuel Swaine.
35 2 2A and 2B.	Parcel of land containing 28p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Same - - -	John Jeffrey.
40 3 and 3A.	Parcel of land containing 28p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Same - - -	Same.

A.D. 1914.
Holograph.

No. on deposited Plan.	Description of Lands.	Owners or reputed Owners.	Occupiers.	
4 4a and 4b.	Parcel of land containing 1r. 18p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Major Arthur Chambers.	Sarah Boyd.	5
5 and 5a.	Parcel of land containing 1r. 13p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Same . . .	Same.	10
6 6a and 6b.	Parcel of land containing 1a. 2r. 32p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Same . . .	James Speers.	15
7 7a and 7b.	Parcel of land containing 1a. 1r. 9p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Same . . .	William Jeffrey.	20
8 8a 8b and 8c.	Parcel of land containing 4a. 2r. 36p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Same . . .	James Speers.	25
9 9a 9b 9c and 9d.	Parcel of land and quarry containing 2a. 3r. 18p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Same . . .	William John Hanna Mrs. Lizzie Hanna.	30
10 and 10a.	Parcel of land and quarry containing 2a. 5p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Same . . .	Isabella Kyle Eliza Kyle.	35
11 11a and 11b.	Parcel of land containing 1a. 33p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Same . . .	Same.	40
12 and 12a.	Parcel of land containing 2a. 7p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Same . . .	Same.	45
13 and 13a.	Parcel of land containing 23p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Same . . .	Same.	50
				55
				60

				A.D. 1914. Hollywood
No. on deposited Plan.	Description of Lands.	Owners or reputed Owners.	Occupiers.	
5	23 Parcel of land containing 10p. -	Major Arthur Chas- bore.	James Speers.	
	24 Parcel of land containing 7p. -	Same - -	William Jeffrey.	
	25 Portion of cart-road containing 28p. and a right of way over the same with or without horses or vehicles.	Same - -	James Speers Wil- liam Jeffrey.	
10	TOWNLAND OF HOLLYWOOD.			
15	14 and 14a. Parcel of land containing 20p. and all springs and streams of water rising in or flowing through same and the right to take and convey water there- from.	Irish Land Commis- sion Charles Patty.	Charles Patty.	
	15 and 15a. Parcel of land containing 1a. 18p. and all springs and streams of water rising in or flowing through same and the right to take and convey water there- from.	Irish Land Commis- sion Thomas Hugh Boyd.	Thomas Hugh Boyd.	
20				
25	16 and 16a. Parcel of land containing 12p. and all springs and streams of water rising in or flowing through same and the right to take and convey water there- from.	Same - -	Same.	
30	17 and 17a. Parcel of land containing 1a. 2r. 27p. and all springs and streams of water rising in or flowing through same and the right to take and convey water there- from.	Same - -	Same.	
35	17b and 17c. Parcel of land containing 7p. and all springs and streams of water rising in or flowing through same and the right to take and convey water there- from.	Same - -	Same.	
40	18 and 18a. Parcel of land containing 1a. 3r. 1p. and all springs and streams of water rising in or flowing through same and the right to take and convey water there- from.	Same - -	Same.	
45	19 19a. and 19b. Parcel of land containing 2a. 1r. 29p. and all springs and streams of water rising in or flowing through same and the right to take and convey water there- from.	Same - -	Same.	
50	20 and 20a. Parcel of land containing 2a. 21p. and all springs and streams of water rising in or flowing through same and the right to take and convey water there- from.	Irish Land Commis- sion James Boyd.	James Boyd.	

A.D. 1914.
Holywood.

No. on deposited Plan.	Description of Lands.	Owners or reputed Owners.	Occupiers.	
21 and 21A.	Parcel of land containing 1a. 1r. 28p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Irish Land Commission James Boyd.	James Boyd.	5
22a	Parcel of land containing 1p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Irish Land Commission Robert Gray.	Robert Gray James Gray.	10 15
TOWNLAND OF KNOCKENAGONEY.				
21b and 21c.	Parcel of land containing 1p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Irish Land Commission James Boyd.	Irish Land Commission James Boyd.	20
22 and 22A.	Parcel of land containing 2r. 9p. and all springs and streams of water rising in or flowing through same and the right to take and convey water therefrom.	Irish Land Commission Robert Gray	Robert Gray James Gray.	25

Given under our seal of office this twenty-sixth day of March in the year of our Lord one thousand nine hundred and fourteen. 30
(L.S.) (Signed) H. A. ROBINSON.

SCHEDULE D.

RURAL DISTRICT OF NAAS No. 1.

Naas No. 1. *Provisional Order to enable the Council of the Rural District of Naas No. 1 to put in force the Compulsory Clauses of the Lands Clauses Acts.* 35

WHEREAS the council of the rural district of Naas No. 1 (in this Order referred to as "the district council") being the burial board of the district require to purchase and take the lands described in the schedule hereto for the purpose of providing a new burial ground for 40 Tmahoe and other localities in their district:

Now therefore We the Local Government Board for Ireland in pursuance of the powers given to Us by section 203 of the Public Health (Ireland) Act 1878 and of all other powers enabling Us in that behalf do hereby order that from and after the date of the 5 Act confirming this Order the following provisions shall have effect namely:—

1. The district council shall be empowered to put in force with reference to the lands described in the schedule hereto and for the purposes aforesaid the powers of the Lands Clauses Acts as amended 10 by section 8 of the Public Health (Ireland) Act 1896 with respect to the purchase and taking of lands otherwise than by agreement or any of them. A.D. 1914.
Naas No. 1.
41 & 42 Vict.
c. 39

2. The costs and expenses of the district council and the Local Government Board for Ireland incurred in respect of the application 15 for preparation making and confirmation of this Order shall be paid by the district council and the money required for that purpose shall be supplied by the county council of Kildare in the manner provided by the Local Government (Ireland) Act 1898 as part of the expenses of the district council. 59 & 60 Vict.
c. 54.
61 & 62 Vict.
c. 37.

20 3. This Order may be cited as the Timahoe Burial Ground Order 1914.

SCHEDULE.

COUNTY OF KILDARE.

Rural District of NAAS No. 1.

25 Townland of STAPLESTOWN—Parish of BALLYNAFAH.

Number on Map.	Description of Lands.	Owners or reputed Owners.	Occupiers.
1	Lands containing 1a. 2r.	Helen Aldritt Evaline F. Aldritt George Wolfe.	Helen Aldritt Evaline F. Aldritt.

30 Given under our seal of office this nineteenth day of March in the year of our Lord one thousand nine hundred and fourteen.
(L.S.) (Signed) H. A. ROBINSON.

A.D. 1914.

SCHEDULE E.

PORTARLINGTON JOINT BURIAL BOARD.

Portarlington. Provisional Order to enable the Portarlington Joint Burial Board to put in force the Compulsory Clauses of the Lands Clauses Acts.

5

2 & 3 Geo. 5.
c. cxviii.

WHEREAS by the Portarlington Joint Burial Board Order 1912 confirmed by the Local Government Board (Ireland) Provisional Orders Confirmation (No. 3) Act 1912 and in this Order referred to as "the Order of 1912" the rural districts of Mountmellick and Cloneygowan were formed into a united district and the Portarlington Joint Burial Board (in this Order referred to as "the joint board") was constituted as the governing body thereof for the purpose of providing a new burial ground for Portarlington and other localities within the united district and maintaining and managing the same when provided:

And whereas the joint board requires to take and purchase the lands described in the schedule hereto for the purpose aforesaid:

41 & 42 Vict.
c. 30.

Now therefore We the Local Government Board for Ireland in pursuance of the powers given to Us by section 203 of the Public Health (Ireland) Act 1878 and of all other powers enabling Us in that behalf do hereby order that from and after the date of the Act confirming this Order the following provisions shall have effect namely:—

50 & 59 Vict.
c. 54.

1. The joint board shall be empowered to put in force with reference to the lands described in the schedule hereto and for the purposes aforesaid the powers of the Lands Clauses Acts as amended by section 8 of the Public Health (Ireland) Act 1896 with respect to the purchase and taking of lands otherwise than by agreement or any of them.

2. The costs and expenses of the joint board and the Local Government Board for Ireland incurred in respect of the application for preparation making and confirmation of this Order shall be paid by the joint board and shall be defrayed as expenses incurred by them in the execution of the Order of 1912.

3. This Order may be cited as the Portarlington Joint Burial Board Order 1914.

35

SCHEDULE.

A.D. 1914.

Perthshire.

KING'S COUNTY.

Townland of KILMALOGUE—Parish of CLONYHURKE.

5	Number on Plan.	Description of Lands.	Owners or reputed Owners.	Lessees or reputed Lessees.	Occupiers.
10	1	Land containing 5 acres.	Commissioners of Charitable Donations and Bequests.	Rev. W.H. Powell	Mrs. Martha Gately.

Given under our seal of office this second day of April in the year of our Lord one thousand nine hundred and fourteen.

(L.S.)

(Signed) H. A. ROBINSON.

Local Government (Ireland) Provisional Orders (No. 1).

A B I L L

To confirm certain Provisional Orders of the Local Government Board for Ireland relating to Kilkenny Dungarvan Holywood the Rural District of Naas No. 1 and the Portarlington Joint Burial Board.

Presented by Mr. Birrell.

*Ordered, by The House of Commons, to be Printed,
17 April 1914.*

LONDON:

PRINTED UNDER THE AUTHORITY OF HIS MAJESTY'S
STATIONERY OFFICE

By EYRE and SPOTTISWOODE, LTD., East Harding Street, E.C.,
PRINTERS TO THE KING'S MOST EXCELLENT MAJESTY.

To be purchased, either directly or through any Bookseller, from
WYMAN and SONS, LTD., 29, Breems Buildings, Fetter Lane, E.C.,
and 28, Abingdon Street, S.W., and 54, St. Mary Street, Cardiff; or

H.M. STATIONERY OFFICE (Scottish Branch),
23, Forth Street, Edinburgh; or

H. FONSEBY, LTD., 110, Grafton Street, Dublin;
or from the Agencies in the British Colonies and Dependencies, the
United States of America, the Continent of Europe and Abroad of
T. FISHER UNWIN, London, W.C.

[*Price 2d.*]]

[Bill 191]